

RCE

CJW

**Request  
for  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/785,955
Filing Date	February 16, 2001
First Named Inventor	Martina Wicher
Art Unit	1773
Examiner Name	Kevin Kruer
Attorney Docket Number	421 P 037

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on pag 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
ii.  Other \_\_\_\_\_

b.  Enclosed

- |   |  |
|---|--|
| i. <input checked="" type="checkbox"/> Amendment/Reply    | iii. <input type="checkbox"/> Information Disclosure Statement (IDS) |
| ii. <input type="checkbox"/> Affidavit(s)/ Declaration(s) | iv. <input checked="" type="checkbox"/> Other Extension of Time      |

2. **Miscellaneous**

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

- a.  period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)  
b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50/1039. I have enclosed a duplicate copy of this sheet.

- i.  RCE fee required under 37 CFR 1.17(e)  
ii.  Extension of time fee (37 CFR 1.136 and 1.17)  
iii.  Other Any deficiency in fees \_\_\_\_\_

- b.  Check in the amount of \$ 910.00 enclosed

- c.  Payment by credit card (Form PTO-2038 enclosed)

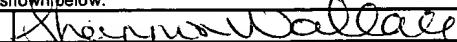
**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	1/3/05
Name (Print/Type)	Daniel M. Riess	Registration No.	24,375

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	1/3/05
Name (Print/Type)	Shannon Wallace	Registration No.	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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01/06/2005 CCHAU1

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PATENT

Case No. 421 P 037

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ) Examiner: Kevin R. Kruer  
Martina Wicher et al )  
Serial No. 09/785,955 )  
Filed: February 16, 2001 )  
For: SUPPORT MATERIAL FOR )  
RECORDING LAYERS )

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450 on

January 3, 2005  
(Date of Deposit)

Shannon Wallace

Name of applicant, assignee, or Registered Rep.

Shannon Wallace 1/3/05  
Signature Date

REPLY TO FINAL REJECTION AND UPON FILING OF REQUEST  
FOR CONTINUED EXAMINATION (RCE)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 23313-1450

Dear Sir:

In reply to the Final Rejection, mailed April 5, 2004, the time for filing the request for continued examination (RCE) which has been filed concurrently herewith and for filing this reply having been extended to January 4, 2005 by the Petition for Extension of Time and the Notice of Appeal, filed October 4, 2004, and by the Petition for Extension of Time filed concurrently herewith, please amend the above captioned application as follows: